App. F. IX-4

1949-50
(CB)

File No. 253-49

Serial Nos. 4

Previous References.
CB 213-49-2

Later References.
CB 37-50-1
P & T. 50-422

GENERAL AND REVENUE SECRETARIAT

Serial Nos. One

Part B for May 50

SUBJECT

Authorisation of Judges and other civil servants

Dy 19/8/50

2396/SR.

Submitted:-

1) Enquiries were made in C&B. and it was ascertained that in the Govt. orders, unless the appointments, Schemes etc. are sanctioned by His Highness, the old form of "Govt. are pleased" ~~sanction~~ may be continued to be used in the order portion.

2) With regard to the notifications, ~~the~~ the body of the notifications, "His Highness the Maharaja of Mysore" has to be used and in place of "By order", "By order of His Highness the Maharaja" has to be used.

Remid
file 2396/SR.
Re-revision of Scale
of Pay of the
Comptroller.
Necessary
Minute recorded
Sd/- Bv. On 21/8/50

21/Aug

3) The draft G.O. put up is revised accordingly and submitted for approval.

16/3/50. M.V.S.
16/3

4) Sec-I notice that the expression "H.H. the Maharaja of Mysore is pleased ...." is being used ~~in the~~ now in G.O.s. put up by the Branch. Please clarify in put-up copies of orders.

16/3

5) Submitted with copies of G.M.S.

17/3.

17/3

6) It may kindly be clarified whether the expression "Govt. are pleased ...." may continue to be used in G.Os. of the

SR2396

4408/CB

Read in this file, which are not issued under a statute, or wherein the expressions "H.H. the Maharaja is pleased to ..." + "By Order of H.H. the Maharaja" at the end, should be used in all orders & notifns issued by Govt.

Asst. Secy.
C.B.

Sri. T.S.V

Please put a copy of the G.O. referred to.

22.3.50.

Submitted

1) Strictly speaking the words "His Highness the Maharaja" appear to be necessary in all orders and Notfns. issued by Govt, wherever the word "Govt" was formerly used. "By order of His Highness the Maharaja" may perhaps be used only in Sanc Notfns., Official Memorandums etc. in which the words "By order" were formerly used.

2) In view of the specific provision in the Constitution under Art. 166 (1) read with Art. 238 (1) requiring that all executive action of the State shall be

a copy G.O.Ms. 9986-9995 Rev 25.3.49. & G.O.Ms. No 9847 (RS 253-49) in pub. upholding

Serial No.

expressed to be taken in the name of the Rajapramukh of the State, it would not perhaps be appropriate to use the words "Govt. are pleased to . . . . or Govt. direct . . . etc" as was being done before, and that the correct form would be "His Highness the Maharaja of Mysore is pleased to . . —— or His Highness the Maharaja directs . . . etc" and that this applies to all Govt. orders. This is, however, too cumbrous for daily use, but is perhaps inevitable, and will be confirmed, if approved.

9) As regards "By order of His Highness the Maharaja", the full form should perhaps be "By order of His Highness the Maharaja of Mysre". It is not clear whether the shortened form "By order" will not do as before, the rest of the words being implied. If approved, the Legislative Deptt. may be consulted on the point.

Sd/ 23.3.50.

~~Legis Secy~~ 10) The opinion of the Leg. Br may be called for in the first instance

Chief Secy)

Secy 24/3/50

11) I thought we had obtained advice on this matter from Madras & Delhi. Please search out the papers (probably on the Independence Day file)

24/3/50

CHIEF SECRETARY 9704 24 MAR 1950 GOVT. OF MYSORE

NOTE—Contn. Sheet

Forest & Govt. orders 2396/S.R to be issued

File No. 14608/CB of 195 .

General and Revenue Secretariat.

Serial No.

Subd.

2) CB collection no 253-49-183 is put up herewith. CB collection no 253-49-2 is not available. Meanwhile the file may be sent to the S.R Branch for issue of orders before 1st of April 1950. If appd. The points raised by the Addl. Secy. S.R. Branch may be considered later.

Ref in CB.

Asst Secy SM. Rev. Dpt. 29/3

13) KMR 29.3.50

29.3.50.

14) Pending a decision on the point raised in this file, the draft G.O. in the file may issue, retaining the form "Govt. are pleased to..."

Dev. Secy 29/3

15) Issue 29/3

16) Fair copies of G.O. are put up for favour of signature. The file may kindly be marked to the Financial Secty.

TOP PRIORITY"

Subd

CB 30/3/50.

Asst. Secy, Fl. Br. 30/3

17)

Recd 31-3-50 11-30 AM

18) Fl. Com no-5491
Fl. Secy has disagreed.
Ref para 16 Pg. Supra
31/3 Dpty 31/3

19)

20) Issue 31/3/50

Issued 31-3 Connected case 151 Draft 30/3

Revising the scale of pay of the carpenter, Ahobilam
Who8/us 2396/SR.

(Fixation of Govt: orders to be issued)

Issued G.O.Nos 8R 2224-26 / P&T Govt 2 dt.

SR. Por. File
with D. no.
2396/SR.
with relevant
Postal &
Colonial
documents
is returned
to S.R. Br.
for their
Records
12/9/50

30-3-50 to the Director, Ahobilam and Comptroller through F.D. sanctioning the revised grade of Rs 40-2-60 to the carpenter, Ahobilam, with effect from 1-9-48.

21) Submitted for orders whether the file may now be sent to C.B. for taking necessary action & with use of form in Govt orders etc with reference to para 12-13 supra and return of the file to this Branch.

6/4/50

22) Returned to C.B. for favour of further action with reference to 'A' in para 12 supra.

Asst. Secy,
C.B. w/e
6/4

GENERAL & REVENUE SECRETARIAT
-7 APR 1950
CONFIDENTIAL BRANCH

23) References made in para 11 are filed in herewith.

10/4

24) Please form up a copy of the Fort St. George Gazette, Madras, and the Note whether the name of the Governor and the words "By order" are used in ordinary Govt. orders other than notifications.

Rec sent for Gazette
10/4

P.T.O.

10.4

Form of Govt order to be used 4408/CB

A copy of the Fort St. George gazette is placed below. In ordinary Notifications the word "By order" or "By order of H.E the Governor" are not being used. All G.O.s are issued under the name of H.E. the Governor.

25) The issue of orders viz. classifying the point raised at para 6 seems to be necessary. The matter was not fully gone into on the last occasion, and as there are no standard books of reference on the subject and there is no uniformity of practice in all the Provinces (now States), Doubts and difficulties are therefore cropping up every now and then.

26) In view of the provision in the Constitution under Art. 166 (1) read with Art. 238 (1), the use of the word "Govt" in G.Os of whatever kind has perhaps to be given up altogether or replaced by the words "His Highness the Maharaja". Whenever the latter is used, the ending should

Serial No.

perhaps always the "By order of H. H. the Maharaja"

27) In order to avoid the use of these longish forms in ordinary G. Os — they seem to be really unnecessary except in published notifications — and in view of the inappropriateness of the use of "Govt" or "Govt. of Mysore", it is perhaps best to omit reference to both. Instead of "Govt. direct that the pay of Sri ..... be raised to ..... " etc. the form "The pay of ..... is raised to ..." etc. may perhaps be adopted.

(28) For. Political Dept. Please. Refer CB File no 37-50-1 Returned separately. R 12/9

28) A draft O.M. is put up for consideration Refee. para 11.

11.4.50 29) In respect of the Govt notifications the present practice of using the words "By order of H. H. the Maharaja" may continue.

30) As regards Govt orders, the impersonal form may be adopted in the circumstances explained. Whenever H. H's name is used in Govt orders, the words "By order etc" may be invariably used.

31) The draft O.M. is for approval.

Chief Secy) 15/4/50

CHIEF SECRETARY 17 APR 1950 GOVT. OF MYSORE

Chief Secretary's instructions:

32) To be further examined with reference to representative samples, which may be obtained from Madras, J Secy.]

32) VS 17/4

Note—Conts. Sheet

17.4.50.

17/4/50.

Serial No.

61) Forms of Govt. to orders to be issued ° 4408/CB

34) Subd for orders whether Govt. of Madras have to be addressed in the matter, vide oral instructions of Chief Secy.

HMM 26/4.

35) Please put up a draft letter.

26.4.50.

36) Draft letter to G. of Madras is put up for approval

HMM 27/4.

37) Draft and fair are put up.

27.4.50

HMM 28/4

38) Issue

VSRM 28/4/50

28.4.50.

ISSUED NO. 1402/CB. dt 28/4/50

To the Chief Secy to Govt of Madras.

requests to send copies of orders & Notifs.

No. 1671/50-2 dt 9/5/50 from the Govt. of Madras. Forwarding specimen copies of a G.O. of Nov^r. issued by the Madras Govt. and states that all orders or instruments made or executed by order or on behalf of Govt. are expressed to be made by, or by order of, the Governor.

Submitted.

39) The method that is adopted by this Govt. is similar to those adopted by the Govt. of Madras. Instead of Governor, we have to use (the Hon) H.H. the Maharaja and

[Please return the Copy of Fort St. George Gazette to the Library.]

Sent separately.

HMM

Sir,

(61) Forms of Govt orders to be used.

General and Revenue Secretariat | File No. 24408 of 50. cel 195 | [App. F. III-2

WD 07558—GPB—1,000—28-1-50

Serial No.

'y'

This form is already adopted & followed here One difference may be noticed. In the specimen copies sent by the Govt. of Madras the words "By order of H. E. the Governor" are used with in brackets. We are following a different method. The words "By order of H.H. the Maharaja" are used only in important Govt orders, and ordinary orders are expressed in impersonal form.

'S'

Strictly speaking orders of whatever kind have to be expressed in the name of H.H. the Maharaja. For reasons explained in para 27 supra. By the words "By order of H.H. the Maharaja" are not being used here.

In the circumstances it is for consideration and orders whether any further modification are necessary in the matter.

C. W.

Please return S.R. Branch papers

MD 24/5.

24.5.50.

The specimen Copies received from Madras would seem to indicate that the words "By order of . . . . . " at the end should be used in all orders and notifications issued by Govt.

It is for orders whether another O.M. may be issued extending the use of the words "By order of . . . . . " at the end and in brackets in respect of all orders of whatever kind, including Official memoranda, or whether the restricted use of it for important

NOTE—Contn. Sheet

(61) Form of Government Orders to be issued.

File No. 804/CB of 195

General and Revenue Secretariat

Serial No.

order where the name of His Highness the Maharaja is mentioned in the text of the order and Notifications only may continue as at present.

24.5.50.

The existing arrangement may perhaps continue.

Chief Secy)

Secy R 24/5/50.

24/5

Secy R 25/5/50.

This may be recorded if approved

Yes Secy R 17.7.50

17.7.50.

CHIEF SECRETARY 1721 24 MAY 1950 GOVT. OF MYSORE

GOVERNMENT OF ~~HIS HIGHNESS THE MAHARAJA OF~~ MYSORE.

No. 1402/05

General and Revenue Secretariat,

*Dated Bangalore,..*28th..April...*19* 50

FROM

Chief
The Secretary to the Government of
~~His Highness the Maharaja of~~ *Mysore,*

To

The Chief Secretary
to the Government of Madras,
M a d r a s.

SIR,

I am directed to state that the Government of Mysore are at present examining the forms of Government Orders, Notifications etc., in view of the requirements under Article 166(1) read with Article 230(1) of the Constitution of India - more particularly the cases where it is both necessary and appropriate to use the name of His Highness the Maharaja to express executive action and to use the words " By Order Of ....." at the end of a Government Order or Notification and to request that if there is no objection, x specimen copies of Government Orders, Notifications issued by the Government of Madras and a copy of the rules, if any, framed by the Government of Madras in this behalf may kindly be made available for reference.

Yours faithfully,

28/4/50.

FOR CHIEF SECRETARY TO GOVERNMENT.

CPG/2.

Appendix F. G.—1]

SUBJECT.....

.....

.....

Section

File No.

Serial No. 28-4-50

Diary No. of letter replied to.....

No. 1402/S

To

The Chief Secretary to Govt. of Madras, Madras.

General and Revenue Secretariat

( ).

the 19

Sir,

Date of issue.....

I am directed to request that ~~if there is no objection~~ kindly to send ~~a few~~ specimen copies of Govt. orders ~~and be issued and~~ Notifications ~~published~~ issued by the Govt of Madras and a copy of the rules, if any, framed by the Govt. of Madras in exercise of the powers conferred by Art. 166 (2) of the Constitution in this behalf may kindly ~~also be~~ be made available for reference.

Signed by.....

Yours faithfully,

for Chief Secy

State that the Govt. of Mysore are at present examining the forms of Govt. order, notfns. etc. in view of the requirements under Art. 166 (1) read with Art. 236 (1) of the Constitution of India - more particularly the cases where it is both necessary and appropriate to use the name of His Highness the Maharaja to express executive action and to use the words 'By order of....' at the end of a G.O. or Notfn. and to

List of enclosures.....

Copied by.....

Examined by.....

27.4.50

WD 06171—GPB—30,000—4-6-49

804/CB

No.1671/50-2
GOVERNMENT OF MADRAS,
Public (Services.C) Department,
Fort St. George, Madras 9,
9th May 1950.

From

Sri K. Ramunni Menon, I.C.S.,
Chief Secretary to Government,

To

The Chief Secretary to the Government of Mysore,
General and Revenue Secretariat, Bangalore.
(with enclosures).

Sir,

Ref. your letter No. 1402/CB, dated 28.4.1950.

I am directed to say that all orders or instruments made or executed by order or on behalf of the Government of Madras are expressed to be made by, or by order of, the Governor of Madras - see Rule 11 of the Business Rules of this Government (copy furnished to the Mysore Government already). Specimen copies of a Government Order and a Notification issued by this Government are enclosed for your information.

Yours faithfully,

(A.G.Appaswami Ayyar)
for CHIEF SECRETARY.

CHIEF SECRETARY
CB
11 MAY 1950
GOVT. OF MYSORE

cvn/9.5

Sri. Ramunni Menon

GOVERNMENT OF MADRAS.

Abstract

Government Servants' Conduct Rules - Government and Local Board Servants of the "Noorbasha" community - Permission to become members of the Madras Provincial Noorbasha Association - Granted.

Public (Services) Department.

G.O. Ms No. 3337 dated the 28th September 1949

Ref. From the President, the Madras Provincial Noorbasha Association, dated 28.6.1949;
From the Board of Revenue, L.Dis.D. 5706/49, dated 30.8.1949.

ORDER:

Permission is accorded to Government and Local Board servants belonging to the Noorbasha community to become members of "The Madras Provincial Noorbasha Association", Masapet, Rayachoti, P.O., Cuddapah District, subject to the following conditions:-

(1) that they do not become office bearers in the Association;
(2) that they do not take part in the collection of funds; and
(3) that such membership does not in any way affect their normal official duties.

(By Order of His Excellency the Governor)

K. RAMUNNI MENON,
Chief Secretary to Government.

PTO

To the Board of Revenue (Land Revenue).
To all other Heads of Departments (including Collectors & District Judges).
To the Departments of the Secretariat.
To the President, Madras Provincial Noorbasha Association, Nanapet, Rayachoti PO., Cuddapah District.
To the Secretary, Madras Public Service Commission.
To the Chairman, Tribunal for Disciplinary Proceedings.

Forwarded / By Order

cvn/4.10

Superintendent.

GOVERNMENT OF MADRAS.
ABSTRACT
-:-

PUBLIC SERVICES - Subordinate Services - Madras Ministerial Service - Revenue Department - Revenue Inspectors - Appointment of persons who have not passed Revenue Test, Parts I and II - Special rules - Amended.

PUBLIC (SERVICES) DEPARTMENT.

G.O.Ms.No.1829. Dated the 12th April 1950.

Read:- G.O.Ms.No.797, Revenue, dated 18th March 1950.

- - - -

O R D E R:

The following notification will be published in the Fort St. George Gazette.

NOTIFICATION.

In exercise of the powers conferred by the proviso to article 309 read with article 313 of the Constitution of India, His Excellency the Governor of Madras hereby makes the following amendment to the Special Rules for the Madras Ministerial Service (Section 17 of Part III-B of the Service Rules in Volume III of the Madras Services Manual, 1946).

The amendment hereby made shall be deemed to have come into force on the 1st April 1950.

p.t.o.

AMENDMENT.

In Annexure III to the said Special Rules, in the second proviso in column (3) against Category 15, Revenue Inspector, for the year "1950", the year "1951" shall be substituted.

(By Order of His Excellency the Governor),

K. Ramunni Menon,
CHIEF SECRETARY TO GOVERNMENT.

To the Board of Revenue, Madras.
" the Secretary, Madras Public Service Commission, Madras.
" the Accountant-General, Madras.
" the Revenue department.
" the Legal department.
" the Superintendent, Government Press, for publication of the notification in the Fort St. George Gazette and issue of correction slips to Volume III of the Madras Services Manual, 1946.

- - - -

True Copy/Forwarded/By Order.

SUPERINTENDENT.
17.4.50

RS14/4.